



March 19, 2021

VIA ELECTRONIC FILING

The Honorable Jocelyn G. Boyd
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

RE: Dominion Energy South Carolina, Incorporated's Establishment of a
Solar Choice Metering Tariff Pursuant to S.C. Code Ann. Section 58-
40-20 (See Docket No. 2019-182-E)
Docket No. 2020-229-E

Dear Ms. Boyd:

On March 18, 2021, Dominion Energy South Carolina, Inc. ("DESC" or "Company"), filed its reply ("Reply") to the response of the South Carolina Coastal Conservation League, Southern Alliance for Clean Energy, Upstate Forever, Solar Energy Industries Association, North Carolina Sustainable Energy Association, Alder Energy Systems, and Vote Solar styled as "Letter Opposing DESC's Objection and Request to Strike Individuals from Public Witness List" filed with the Public Service Commission of South Carolina ("Commission") on March 15, 2021 ("Response"). By this letter, DESC hereby supplements its Reply and gives notice to the parties of record of its intent to use the attached Exhibit No. 1 at oral argument on Monday, March 23, 2021.

Yesterday afternoon, one of the Company's customers with solar provided DESC with an email from Mr. Tyson Grinstead, Southeast Policy Director for SunRun. That email is attached as Exhibit No. 1 to this supplemental reply with the name and email address of the customer redacted. In the email, Mr. Grinstead states as follows:

That's right, Dominion [Energy] is trying to change the terms of your deal. . . . Your voice is very important and should be heard! Dominion's plan will be presented to the Public Service Commission on March 23rd. you can sign up here to testify at the virtual hearing on March 23rd and make sure you continue to get the same benefits from solar that you signed up for. You can submit written comments to the PSC by emailing them at Contact@PSC.gov. Please be sure to include your name, city, and the docket number: 2020-229-E. . . . Sunrun and our allies are fighting hard to prevent this anti-solar proposal from happening.

Mr. Grinstead's letter provides further support for the Company's assertion in its Reply that SunRun, who failed to follow proper procedure and intervene in this matter, is now trying to make its case through public witnesses. In addition to at least four SunRun employees who are not DESC customers but who have signed up to testify at the virtual public hearing, it is now clear that SunRun is providing misinformation to DESC customers with solar and encouraging them to speak out based on this misinformation at the virtual public hearing. To be clear, DESC has no issue with its customers' voices being heard at the virtual public hearing; however, DESC is concerned whenever its customers are being provided demonstrably false information by solar entities such as SunRun.

Specifically, the following publicly available documents in the Commission's own records and Act 62 itself demonstrate that SunRun's statement in Mr. Grinstead's email that "Dominion [Energy] is trying to change the terms of your deal" is categorically and unequivocally untrue.

1. **The Settlement Agreement approved by Commission Order No. 2015-194 in Docket No. 2014-246-E:** Section III.2.b of the Settlement Agreement provided that a "Net Energy Metering Incentive . . . shall be applied to qualifying net metering customers sufficient to make customer-generators' bills equal to the bills they would have received if the power generated by their DER facilities were valued at the 1:1 Rate;" Section III.2.b.i made clear that "[t]he DER NEM Incentive will be applied to customer-generators receiving service under the Net Metering Tariffs **prior to January 1, 2021,**" and Section III.15 plainly stated that "[a] customer-generator taking service under any net metering rates resulting from this Settlement Agreement shall have the right to remain on that rate . . . **through December 31, 2025.**" (Emphasis added.)
2. **The "Rider to Retail Rates – Net Metering for Renewable Energy Facilities":** This rider was approved by Commission Order No. 2015-193 and filed with the Commission on August 18, 2015, in Docket No. 2015-205-E and on the eTariff system. Consistent with the above-referenced Commission-approved Settlement Agreement in Docket No. 2014-246-E, Paragraph 3 of the "General Provisions" of that tariff provides that "[c]ustomers electing service under this NEM Rider are eligible to remain on this rider until **December 31, 2025**" (Emphasis added.)
3. **South Carolina Act No. 62 of 2019 ("Act 62"):** Section 5 of Act 62 amended S.C. Code Ann. § 58-40-20(B) to read that "[a]n electrical utility shall make net energy metering available to all customer-generators who apply **before June 1, 2021, according to the terms and conditions provided to all parties in Commission Order No. 2015-194.** Customer-generators who apply for net

metering **after the effective date of this act but before June 1, 2021,** including subsequent owners of the customer-generator facility or premises, may continue net energy metering service **as provided for in Commission Order No. 2015-194 until May 31, 2029.** (Emphasis added.)

4. **“Rider to Retail Rates — Second Net Energy Metering for Renewable Energy Facilities (“NEM”)”**: This rider was filed in Docket No. 2019-177-E on May 23, 2019, and on the eTariff system. In accordance with Act 62, this rider states at the very top in red, “Effective May 4, 2019, this rider is closed and not available to any new participants. **This rider terminates effective December 31, 2025, for all existing participants.**” (Emphasis added.)
5. **“Rider to Retail Rates — Third Net Energy Metering for Renewable Energy Facilities (“NEM”)”**: This rider was filed in Docket No. 2019-177-E on May 23, 2019, and on the eTariff system. In accordance with Act 62, this rider states in the “Availability” section that it “is available in conjunction with the Company’s Retail Electric Service Rates, for a Customer-Generator who applies for NEM service from May 17, 2019, through May 31, 2021, and states in Paragraph 3 of the “General Provisions” that “[c]ustomers electing service under this NEM Rider are eligible to remain on the Rider **until May 31, 2029.**” (Emphasis added.)

DESC cannot speak to SunRun’s marketing communications or the “deals” that SunRun made with DESC’s customers. However, as the review of the applicable law and tariffs makes clear, no solar entity (including SunRun) should have made any deal with a DESC customer which promised any payment amount beyond December 31, 2025, or May 31, 2029, for those customers who signed up for net energy metering after the passage of Act 62, because the law and DESC’s tariffs were always clear that the net energy metering tariff structure was subject to change.

In its tariffs (as demonstrated above) and in its communications with its customers, DESC has always been clear about how long its customers could rely on the existing net energy metering tariff structures. In complying with the General Assembly’s mandate in Act 62 to develop and file a solar choice metering tariff that eliminates cost shift to non-participating customers to the greatest extent practicable, DESC can in no way be accused of “chang[ing] the terms of [the] deal.”

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By copy of this letter, we are providing counsel for the South Carolina Office of Regulatory Staff and the other parties of record a copy of DESC's supplemental reply.

Very truly yours,



Matthew W. Gissendanner

MWG/kms
Enclosure

cc: Parties of Record in Docket No. 2020-229-E
(all via electronic mail only)

[EXTERNAL] Fwd: Tell South Carolina Policymakers to SAY NO to Dominion's anti-solar proposal



You forwarded this message on 3/18/2021 4:39 PM.
If there are problems with how this message is displayed, click here to view it in a web browser.

Reply Reply All Forward ...
Thu 3/18/2021 2:28 PM

This is an EXTERNAL email that was NOT sent from Dominion Energy. Are you expecting this message? Are you expecting a link or attachment? DO NOT click links or open attachments until you verify them

Sent from my iPad

Begin forwarded message:

From: Tyson from Sunrun <no-reply@sunrun.com>
Date: March 18, 2021 at 1:00:49 PM EDT
To: [REDACTED]
Subject: Tell South Carolina Policymakers to SAY NO to Dominion's anti-solar proposal
Reply-To: no-reply@sunrun.com

sunrun

Hi [REDACTED]

I'm Tyson Grinstead, and I'm on the Public Policy team here at Sunrun. Unfortunately, Dominion Energy has proposed a plan that would add \$60 worth of fees on average per month to your solar energy system. That's right, Dominion is trying to change the terms of your deal. Here's how you might be impacted:

- If you signed up between 2014 and 2019, you may be subjected to these fees as early as 2025.
- If you signed up between 2019 and 2021, you may be subjected to these fees as early as 2029.

The decision has not been made yet. Your voice is very important and should be heard! Dominion's plan will be presented to the Public Service Commission on March 23rd. You can [sign up here to testify at the virtual hearing on March 23rd](#) and make sure you can continue to get the same benefits from solar that you signed up for. You can also submit written comments to the PSC by emailing them at Contact@PSC.gov. Please be sure to include your name, city, and the docket number: 2020-229-E.

Sunrun and our allies are fighting hard to prevent this anti-solar proposal from happening. Taking action will help our efforts to keep your energy freedom and allow solar to continue growing strong in South Carolina.

We are grateful that you trusted us to take that first step towards choosing the kind of energy you want to power your home, and we want to make sure you can keep making that choice in the Palmetto State. We will keep you updated on the outcome from the hearing next week and let you know if there are other ways you can support.

Thank you for choosing Sunrun,

Tyson Grinstead, Southeast Policy Director for Sunrun

sunrun

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